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**MAILED**  
**AUG 22 2011**  
**OFFICE OF PETITIONS**

In re Application of :  
Grando et al. :  
Application No. 10/072,568 : LETTER REGARDING  
Filed: February 8, 2002 : FEE DEFICIENCY PAYMENT  
Atty Docket No. C&P-103US :

This is in response to NOTIFICATION OF ERROR IN PAYMENT OF FEE(S) AS A SMALL ENTITY (37 C.F.R. § 1.28(c)) filed August 1, 2011, which is properly treated as a notification of loss of entitlement to small entity status. By decision mailed June 24, 2011, an earlier statement was not accepted on the basis that it was not established to be filed by a proper party.

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. 1098 Off. Gaz. Pat. Office 502 (January 3, 1989). Therefore, nothing in this Notice is intended to imply that an investigation was done.

The statement filed August 1, 2011 is signed by an attorney of record. Patentee previously supplied an itemization and payment of \$1240 for the deficiency in payment of the second maintenance fee and now supplies an itemization and payment of \$530 for the deficiency in payment of the first maintenance fee.

Your notification of a loss of entitlement to small entity status and fee deficiency submission under 37 CFR 1.28 is now **ACCEPTED**.

Payment of the deficiency has been treated under § 1.27(g)(2) as a notification of a loss of entitlement to small entity status.

Telephone inquiries related to this decision should be directed to the undersigned at 571-272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson". The signature is fluid and cursive, with the first name "Nancy" being more prominent than the last name "Johnson".

Nancy Johnson  
Senior Petitions Attorney  
Office of Petitions